THE HON'BLE SRI JUSTICE K.C.BHANU

WRIT PETITION NO.20595 OF 2005

Between:

Sirasapalli Santosh Nooka Apparao

……Petitioner

Vs.

The Inspector of Police, Gajuwaka Police Station, Gajuwaka, Visakhapatnam District and three others

……..Respondents.

Dt.28.09.2005

O R D E R:

This writ petition is filed for declaring the action of respondent Nos. 1 and 2 in interfering with the civil rights of the petitioner in respect of the land admeasuring Ac 1.55 cents situated in S.No.82/4 of Chinagantyada Village, Gajuwaka Mandal, Visakhapatnam District, which is the subject matter of O.S.No.184 of 1984 on the file of the first Additional Subordinate Judge, Visakhapatnam as illegal, arbitrary, unreasonable without jurisdiction and violative of Articles 14, 21 & 300-A of the Constitution of India and for a consequential direction to the respondents not to interfere with the civil rights of the petitioner.

It is the case of the petitioner that in O.S.No.184 of1984 filed by the grand father of the petitioner, the First Additional Subordinate Judge, Visakhapatnam granted permanent injunction and as no appeal was filed, the said decree became final. After the issuance of pattadar pass book and transfer of title deeds in favour the grand father of the petitioner, he died in the year 1996. Thereafter, the same were transferred in favour of the father of the petitioner. As the matter stood thus, with the

assistance of respondent Nos.2 & 3, one of the brother of the grand father of the petitioner hatched a plan to grab the said property and pressurizing the petitioner and his family members to settle the matter by giving him a part of the land and thereby interfering with the civil rights of the petitioner. Hence, this writ petition is filed.

On instructions, the learned Government Pleader submits respondent Nos.2 and 3 never interfered with the civil dispute and pressurized the petitioner to settle the matter.

Recording the said submission, the writ petition is closed.

_____

K.C.BHANU J.,

Dt.28.09.2005

c.c.in one week

tjs